

The Honorable Marsha J. Pechman

UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

JANE SHATTUCK, a single individual,

Plaintiff,

v.

FRED MEYER STORES, INC., and UNITED  
FOOD AND COMMERCIAL WORKERS,  
LOCAL 21,

Defendants.

Case No. 2:19-cv-01677-MJP

**STIPULATION AND ORDER TO  
EXTEND THE DEADLINE TO  
FILE DISPOSITIVE MOTIONS  
AND RE-NOTE DEFENDANT  
FRED MEYER STORES, INC.'S  
MOTION FOR SUMMARY  
JUDGMENT**

**NOTE FOR CONSIDERATION:**  
Tuesday, June 9, 2020

IT IS HEREBY STIPULATED AND AGREED by and between the parties, through their  
respective undersigned attorneys, as follows:

1. Defendant Fred Meyer Stores, Inc. ("Fred Meyer") brought a Motion for Summary  
Judgment (ECF No. 26) ("the Motion") on May 28, 2020 and noted the Motion for consideration  
on June 19, 2020.

2. The Court's Order Setting Trial Date & Related Dates sets June 22, 2020 as the  
deadline to file dispositive motions. (ECF No. 13). Per the Order, dispositive motions must be filed  
and noted on the motion calendar on the fourth Friday after filing. *Id.*

3. Pursuant to Local Civil Rule 7(l), Plaintiff Jane Shattuck ("Plaintiff") and Fred  
Meyer (the "Parties") hereby stipulate and request that the Court extend the deadline for the filing

STIPULATION AND ORDER TO EXTEND THE DEADLINE  
TO FILE DISPOSITIVE MOTIONS AND RE-NOTE  
DEFENDANT'S MOTION FOR SUMMARY JUDGMENT

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1 of dispositive motions to **Thursday, July 16, 2020**, and re-note Fred Meyer's pending Motion and  
 2 filings in support thereof (ECF Nos. 26-28) for consideration to August 7, 2020.

3 4. The reason for this stipulation is that the Parties wish to further explore the  
 4 possibility of resolving this matter short of trial and/or the Court's decision on the Motion and  
 5 have therefore scheduled a mediation to take place on July 8, 2020. Extending the deadline for the  
 6 filing of dispositive motions, and re-noting Fred Meyer's motion for consideration, will allow the  
 7 parties to participate in the July 8 mediation prior to spending any additional time and resources  
 8 on the motion for summary judgment. Mediation may negate the need for the parties to fully brief  
 9 the summary judgment motion and a ruling by the Court on the motion.

10 5. The Parties, by this stipulation, request that the Court extend the deadline to file  
 11 summary judgment motions to July 16, 2020, re-note Fred Meyer's Motion to August 7, 2020, and  
 12 that the briefing schedule be modified accordingly.

13 6. This stipulation and request is made in good faith and not for purposes of undue  
 14 delay.

15 IT IS SO STIPULATED and DATED this 9<sup>th</sup> day of June, 2020.

17 /s/Ryan P. Hammond

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 FRED MEYER STORES, INC.

/s/Rodney R. Moody

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*Attorneys for Plaintiff*  
 JANE SHATTUCK



**ORDER**

**IT IS SO ORDERED** that:

1. The deadline for the parties to file dispositive motions is extended to July 16, 2020. Motions shall be filed by that date and noted for consideration on the motion calendar on the fourth Friday thereafter. Defendant Fred Meyer Stores, Inc.'s Motion for Summary Judgment is re-noted to August 7, 2020.

2. Pursuant to Local Civil Rule 7(d), Plaintiff's opposition to Fred Meyer's motion for summary judgment must be filed and served no later than August 3, 2020, and Defendant's reply papers must be filed and served no later than August 7, 2020.

DATED this 12th day of June, 2020.



The Honorable Marsha J. Pechman  
U.S. District Court Judge



**CERTIFICATE OF SERVICE**

I am a resident of the State of Washington, over the age of eighteen years, and not a party to the within action. My business address is One Union Square, 600 University Street, Ste. 3200, Seattle, WA 98101. I hereby certify that on June 9, 2020, I electronically filed the foregoing document entitled *Stipulation and [Proposed] Order to Extend the Deadline to File Dispositive Motions and Re-Note Defendant Fred Meyer Stores, Inc.'s Motion for Summary Judgment* with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to the following CM/ECF system participants:

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I declare under penalty of perjury under the laws of the State of Washington that the above is true and correct. Executed on June 9, 2020, at Seattle, Washington.

/s/Noemi Villegas

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